

Before the  
 FEDERAL COMMUNICATIONS COMMISSION  
 Washington, D.C. 20554

AUG 2 1999

FEDERAL COMMUNICATIONS COMMISSION  
 OFFICE OF THE SECRETARY

In the Matter of )

Calling Party Pays Service Offering )  
 in the Commercial Mobile Radio Services )

WT Docket No. 97-207

**MOTION FOR EXTENSION OF TIME**

The Personal Communications Industry Association ("PCIA"), pursuant to Section 1.46 of the Federal Communications Commission's ("Commission") rules, hereby requests an extension of time to file comments and reply comments in the above-referenced proceeding.<sup>1</sup> PCIA has participated in the earlier phases of this proceeding and is working to provide the Commission with important information in this next phase of the proceeding. For the reasons discussed below, PCIA requests that the Commission extend the deadline for comments to September 30, 1999,<sup>2</sup> and the deadline for reply comments to October 22, 1999.

<sup>1</sup> See 47 C.F.R. § 1.46.

<sup>2</sup> PCIA's annual convention (PCS '99) is scheduled for the third week in September in New Orleans, LA. Because PCIA as an association and many of PCIA's members that will be in attendance intend to file individual company comments in this proceeding, PCIA respectfully requests that, should the comment and reply comment date be revised, the Commission not schedule a revised comment deadline for the week of the PCIA convention.

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## **I. PCIA Research and Case Study Initiatives**

On July 7, 1999, The Commission released its notice of proposed rulemaking for implementation of calling party pays (“CPP”) for commercial mobile radio services (“CMRS”).<sup>3</sup> Specifically, the *Notice* requested empirical data to shed light on several of the more challenging technical and operational issues associated with CPP implementation, including information about CPP in other countries, implementation and consumer notification, as well as methods for facilitating calling party billing and collection.

PCIA is gathering detailed information about the CPP experience in other countries. PCIA also intends to provide the Commission with in-depth analysis regarding CPP implementation, covering the technical and operational questions raised in the *Notice*. To provide the answers to these questions, PCIA has engaged outside research and technical consultants with substantial expertise in these areas.

The *Notice* requested empirical data on the implementation and experience with CPP in other countries.<sup>4</sup> PCIA agrees that this information will be helpful to the Commission in formulating a version of CPP that takes account of the dynamics of the U.S. market. PCIA has retained the Strategis Group to provide PCIA with case studies of CPP from several European and South American countries. Strategis will also study the implementation of CPP, and compare the relevant differences in the networks or intercarrier relationships that may account for the success or failure of various CPP options in those countries. PCIA selected the countries to be studied based on their different approaches to CPP. PCIA believes that the differences that

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<sup>3</sup> Calling Party Pays Service Option in the Commercial Mobile Radio Services, *Notice of Proposed Rulemaking*, WT Docket No. 97-207, FCC 99-137 (rel. July 7, 1999) (“*Notice*”).

<sup>4</sup> *Notice* at ¶ 25.

will emerge among various countries' CPP models may be indicative of expected results for CPP in the United States. PCIA believes this information should be available and considered during the current comment and reply comment period. The compilation of these case studies, however, will take additional time beyond the Commission's current August 18 comment date. Strategis expects that it can complete its studies by mid September and at that time PCIA intends to place them into the public record.

While the later availability of this information alone might warrant a short extension, PCIA is also gathering critical information concerning the details of CPP implementation from the perspective of telecommunications network engineering and billing. PCIA is working with a worldwide telecommunications consulting firm on a study of CPP technical and network issues. This analysis, however, also will take additional time beyond August 18, 1999. PCIA began work on this technical and operational analysis prior to the issuance of the *Notice*. However, it was simply not possible to finalize the parameters of the analysis until PCIA had the opportunity to review the issues presented in the *Notice*.

## **II. Grant of the Extension Will Serve the Public Interest**

While extensions of time are not routinely granted, the Commission will provide parties with additional time for good cause shown. Indeed, if an extension will facilitate the compilation of a more complete record, the Commission will often grant the request.<sup>5</sup> In granting an extension request, the Commission also will consider whether the additional time

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<sup>5</sup> See, e.g., Applications of County Of San Mateo, California; Request for Waiver Pursuant to Section 337(c) of the Communications Act of 1934, as amended, *Order*, 1999 FCC LEXIS 1302, DA 99-632 ¶ 4 (rel. March 31, 1999 ).

will aid in the determination of “complex legal and technical issues raised in the proceedings,” and will serve the public interest.<sup>6</sup>

In a recent order in the *Low Power Radio* proceeding, for instance, the Commission granted a 60-day extension to provide the parties enough time to compile technical and operational studies for the record. There, the Commission stated:

In considering the extension requests . . . we must balance the need to give parties sufficient time to conduct appropriate tests and the need to avoid undue delay in considering the proposals in this proceeding. With these factors in mind, we believe that a 60-day extension of the comment periods is appropriate. . . . It will help us ensure a high-quality record and facilitate the ability of parties to explore the complex technical issues in this proceeding. . . . [T]he laboratory testing, along with data and analysis that digital radio proponents can make available prior to the completion of field tests, may enable the Commission to identify the range of potential digital radio design parameters and the viability of design options that could ensure compatibility between low power and digital radio services.<sup>7</sup>

When an extension of time will serve the public interest and aid in the determination of the issues, it should be granted. This case satisfies the Commission’s standard. PCIA will provide the Commission with valuable international case studies and technical and operational analysis that will address many of the questions the *Notice* has raised regarding CPP implementation and regulation.

By allowing an extension of time that permits PCIA to include the studies and reports with PCIA’s comments, there will be a greatly enhanced ability for interested parties to review

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<sup>6</sup> Boeing Company, et al., Order, SAT-AMD-19980318-00021; SAT-LOA-19990108-00006; SAT-AMD-19980630-00056; SAT-AMD-19990108-00004; SAT-AMD-19990108-00001; SAT-LOA-19990108-00002; SAT-LOA-19990108-00003; SAT-LOA-19990108-00005; SAT-LOA-19990108-00007, DA 99-1358 (rel. July 12, 1999).

<sup>7</sup> Creation of a Low Power Radio Service, *Order*, MM Docket No. 99-25; RM-9208; RM-9242, FCC 99-112 ¶ 6 (rel. May 20, 1999).

the studies and react to the empirical data presented in their reply comments. Requiring PCIA to file its comments without the results of its ongoing studies will deny the Commission and other commenters with timely, useful insight from experts. This input is essential to the Commission's analysis of CPP implementation. Moreover, the relatively brief extension requested will not hinder roll-out of CPP. Rather, it promises to provide substantial useful information to guide the Commission's deliberations.

### **III. Conclusion**

For the foregoing reasons, PCIA respectfully requests that the Commission grant its request for an extension of time.

Respectfully submitted,

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August 2, 1999

### Certificate of Service

I hereby certify that on this 2nd day of August, 1999, I caused copies of Motion for Extension of Time of Personal Communications Industry Association to be served upon the parties listed below via first-class mail, postage prepaid:

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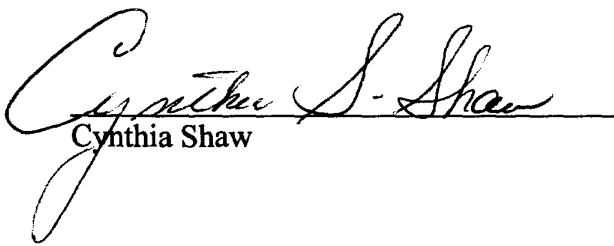


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